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Counsel for Plaintiff Adrienne Hudson

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ADRIENNE HUDSON, individually and on behalf  
of all others similarly situated,

Plaintiffs,

vs.

FIRST TRANSIT, INC.,

Defendants.

Case No.: C10-03158 WHA

CLASS ACTION

**DECLARATION OF WENDY WHITT IN  
SUPPORT OF PLAINTIFF'S MOTION FOR  
CLASS CERTIFICATION**

Date: August 11, 2011

Time: 8:00 a.m.

Judge: Hon. William H. Alsup

Courtroom: 9, 19<sup>th</sup> Floor

1 I, Wendy Whitt, declare as follows:

2 1. I am over 18 years of age. The statements set forth in this declaration are made of my  
3 own personal knowledge and if called as a witness, I could and would testify competently thereto.

4 2. I am a paralegal with the law firm of Goldstein, Demchak, Baller, Borgen & Dardarian  
5 in Oakland, California.

6 3. Attached hereto as Exhibit 1 is a true and correct copy of excerpts from the deposition  
7 of Adrienne Hudson, taken April 19, 2011.

8 4. Attached hereto as Exhibit 2 is a true and correct copy of First Transit's offer letter to  
9 Adrienne Hudson, dated March 2, 2009, bates numbered D0000050.

10 5. Attached hereto as Exhibit 3 is a true and correct copy of Adrienne Hudson's  
11 Termination Profile at First Transit, bates numbered D0000060.

12 6. Attached hereto as Exhibit 4 is a true and correct copy of documents regarding the  
13 dismissal of Ms. Hudson's conviction, bates numbered D0000026-34.

14 7. Attached hereto as Exhibit 5 is a true and correct copy of personnel file and e-mail  
15 correspondence regarding Ms. Hudson's termination, bates numbered D0077758-77764.

16 8. Attached hereto as Exhibit 6 is a true and correct copy of First Transit's letter to DFEH  
17 re Hudson EEOC charge, bates numbered D0182123.

18 9. Attached hereto as Exhibit 7 is a true and correct copy of excerpts from the 30(b)(6)  
19 deposition of Patty Jackson, taken May 24, 2011.

20 10. Attached hereto as Exhibit 8 is a true and correct copy of First Transit's organizational  
21 chart, bates numbered D0002122-28.

22 11. Attached hereto as Exhibit 9 is a true and correct copy of excerpts from the deposition  
23 of Russ Iddings, taken January 13, 2011.

24 12. Attached hereto as Exhibit 10 is a true and correct copy of excerpts from the 30(b)(6)  
25 deposition of Blake Vaughn, taken April 29, 2011.

26 13. Attached hereto as Exhibit 11 is a true and correct copy of excerpts from the 30(b)(6)  
27 deposition of Amos Beinhart, taken May 11, 2011.

1           14.     Attached hereto as Exhibit 12 is a true and correct copy of First Transit Region List,  
2     bates numbered D0002915.

3           15.     Attached hereto as Exhibit 13 is a true and correct copy of the First Transit Phone  
4     Directory dated January 7, 2010, bates numbered D0007358-93.

5           16.     Attached hereto as Exhibit 14 is a true and correct copy of First Transit's job  
6     description for Para-transit driver, bates numbered D0002129-31.

7           17.     Attached hereto as Exhibit 15 is a true and correct copy of First Transit's Driver  
8     Selection Process, bates numbered D00078199-225.

9           18.     Attached hereto as Exhibit 16 is a true and correct copy of First Transit's Job  
10    Description for Bus Operator, bates numbered D00078197-98.

11          19.     Attached hereto as Exhibit 17 is a true and correct copy of First Transit's Position  
12    Description for Driver FT, bates numbered D0182591-92.

13          20.     Attached hereto as Exhibit 18 is a true and correct copy of the Requirements for  
14    Employment excerpt of the System Safety & Security Plan, revised September 30, 2008, bates  
15    numbered D0001911-27.

16          21.     Attached hereto as Exhibit 19 is a true and correct copy of excerpts of the 30(b)(6)  
17    deposition of Russ Iddings ("Iddings I") taken May 18, 2011.

18          22.     Attached hereto as Exhibit 20 is a true and correct copy of excerpts of First Transit's  
19    Human Resources Manual, revised November 1, 2008, bates numbered D0001978-90.

20          23.     Attached hereto as Exhibit 21 is a true and correct copy of the System Safety & Security  
21    Plan overview report, bates numbered D0219582-607.

22          24.     Attached hereto as Exhibit 22 is a true and correct copy of First Transit's Application  
23    for Employment Revised October 2008, bates numbered D0000324-30.

24          25.     Attached hereto as Exhibit 23 is a true and correct copy of First Transit's Application  
25    for Employment, bates numbered D0000319-23.

26          26.     Attached hereto as Exhibit 24 is a true and correct copy of First Transit's Application  
27    for Employment Revised April 2009, bates numbered D0000219-225.

1           27.     Attached hereto as Exhibit 25 is a true and correct copy of excerpts from the deposition  
2 of Frank Steele, taken February 23, 2011.

3           28.     Attached hereto as Exhibit 26 is a true and correct copy of First Transit's Driver  
4 Selection Process, bates numbered D0102793-808.

5           29.     Attached hereto as Exhibit 27 is a true and correct copy of excerpts from the 30(b)(6)  
6 deposition of Paul Meredith, taken June 3, 2011.

7           30.     Attached hereto as Exhibit 28 is a true and correct copy of First Transit's Background  
8 Check Adjudication Standards, effective November 1, 2011, bates numbered D0007308-15.

9           31.     Attached hereto as Exhibit 29 is a true and correct copy of excerpts of the 30(b)(6)  
10 deposition of Russ Iddings ("Iddings II") taken May 26, 2011.

11          32.     Attached hereto as Exhibit 30 is a true and correct copy of the CBCU Overview for  
12 First Student, First Transit, and First Vehicle Services, dated March 15, 2010, bates numbered  
13 D0001950-63.

14          33.     Attached hereto as Exhibit 31 is a true and correct copy of January 2011 Report to  
15 Management, bates numbered D0102245-2250.

16          34.     Attached hereto as Exhibit 32 is a true and correct copy of two Internal Audit Reports  
17 conducted by First Transit, bates numbered D0007884-91 and D007879-7891.

18          35.     Attached hereto as Exhibit 33 is a true and correct copy of Defendant's Amended  
19 Responses to Plaintiff's Second Set of Interrogatories, dated June 9, 2011.

20          36.     Attached hereto as Exhibit 34 is a true and correct copy of excerpts of the 30(b)(6)  
21 deposition of Tiffany Wehrum taken June 28, 2011.

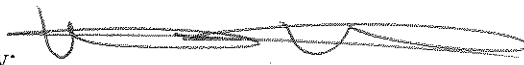
22          37.     Attached hereto as Exhibit 35 is a true and correct copy of Defendant's letter to the  
23 EEOC in response to Plaintiff Hudson filed EEOC charge, bates numbered HUD000033-36.

24          38.     Attached hereto as Exhibit 36 is a true and correct copy of the Affidavit of Jason A.  
25 Selvey as Corporate Representative of Defendants First Student, Inc. and First Transit, Inc., in the  
26 matter of *Hunter, et al. v. First Transit, Inc./Joshaway, et al. v. First Student, Inc.*, Case No. 09-CV-  
27 6178 (N.D. Ill.), dated March 3, 2011.

1           39. Attached hereto as Exhibit 37 is a true and correct copy of Fiscal Year 2010 and 2011  
2 Summaries of Completed Safety Audit Scores, bates numbered D0210928-40 and D021091-56.

3           I declare under penalty of perjury under the laws of the United States and the State of  
4 California that the foregoing is true and accurate.

5           Executed this 7<sup>th</sup> day of July 2011 at Oakland, California.

6  
7 By:   
8 Wendy Whitt